

**RALPH E. BRANCHE, et ux.,** )  
 )  
 **Plaintiffs,** )  
 )  
 **v.** ) **No. 3:06-CV-234**  
 ) **(Phillips)**  
 **ZIMMER, INC.,** )  
 )  
 **Defendant.** )

Plaintiffs have brought this product liability action alleging that a Natural Knee II Revision Stem manufactured by defendant Zimmer and implanted in Ralph Branche's right knee in 1998 was defective and unreasonably dangerous. As a result of the failure of the Natural Knee II Revision Stem, Ralph Branche was required to have surgery to remove the broken device and to implant a new knee device, as well as rehabilitation and therapy. Currently pending is the motion for summary judgment of defendant Zimmer, Inc.

Case 3:06-cv-00234 Document 155 Filed 03/25/09 Page 1 of 2 PageID #: 2174

Accordingly, Zimmer's motion for summary judgment [Doc. 68] is hereby **DENIED**. The parties will prepare the case for trial.

**IT IS SO ORDERED.**

**ENTER:**

s/ Thomas W. Phillips  
United States District Judge